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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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10 WELLS FARGO BANK,

11 Plaintiff,

12 v.

13 KEITH A. VANN,

14 Defendant.
15 _____/

No. C 12-04023 CRB

**ORDER DENYING AS MOOT
MOTION TO RECUSE OR
DISQUALIFY THE HONORABLE
CHARLES R. BREYER**

16 Defendant Keith Vann has filed a Motion to Recuse or Disqualify the Honorable
17 Charles R. Breyer Pursuant to 28 U.S.C. § 144 and 455(a). See Mot. (dkt. 19). That Motion
18 is DENIED as MOOT because Plaintiff's case has already been remanded, see dkt. 8, and
19 terminated, see dkt. 10. The Court therefore lacks jurisdiction to adjudicate the merits of
20 Defendant's Motion. See Moore v. Permanente Med. Grp., Inc., 981 F.2d 443, 445 (9th Cir.
21 1992) (district court is divested of jurisdiction on the merits after remand).

22 **IT IS SO ORDERED.**

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24 Dated: August 23, 2012



CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE